Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 09/909,775 Application Number **TRANSMITTAL** Filing Date July 19, 2001 **FORM** First Named Inventor Susan Schiavi ed for all correspondence after initial filing) Art Unit 1635 **Examiner Name** Gibbs, Terra C. Total Number of Pages in This Submission Attorney Docket Number GZ 2065.23 ENCLOSURES (check all that apply) After Allowance Communication to Fee Transmittal Form ☐ Drawing(s) Group Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences Petition Appeal Communication to Group Amendment / Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Proprietary Information **Provisional Application** Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Terminal Disclaimer Other Enclosure(s) Extension of Time Request (please identify below): **Return Receipt Postcard** Request for Refund Express Abandonment Request CD, Number of CD(s) \_ Information Disclosure Statement Certified Copy of Priority Remarks Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Bingham McCutchen LLP Individual name Signature

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name

Peggy Nichols

February 26, 2004

Date

Date

February 26, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.





| Certificate of Mailing/Transmission (37 C.F.R. § 1.8(a))  |  |
|---|--|
| [X] Pursuant to 37 C.F.R. § 1.8, I hereby certify that this paper and all enclosures are being deposited with the United States Postal Service as first class mail on the date indicated below in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria VA 22313-1450. |  |
| [ ] Pursuant to 37 C.F.R. § 1.6(d<br>Examiner   | ), I hereby certify that this paper and all enclosures are being sent via facsimile on the date indicated below to the attention of at Facsimile No at a.m./p.m. |
| Dated: February 26, 2004  | Name of Person Certifying:  Printed Name: Peggy Nichols  |

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Susan SCHIAVI, et al.

Assignee: Genzyme Corporation and

Johns Hopkins University School of

Medicine

Filing Date:

July 19, 2001

Examiner: Gibbs, Terra C.

Serial No.:

09/909,775

Group Art Unit: 1635

Title:

PHOSPHATONIN-RELATED GENE AND METHODS OF USE THEREOF

## **RESPONSE TO COMMUNICATION**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This paper is submitted in reply to the Communication issued on February 19, 2004 by the U.S. Patent and Trademark Office in connection with the above-identified application.

Applicants were given one month to reply to this Communication, making a reply due March 19, 2004. Accordingly, this reply is timely filed.

The Amendments begin on page 2 of this Reply.

The Remarks begin on page 5 of this Reply.